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7 **BEFORE THE**
8 **BOARD OF PHARMACY**
9 **DEPARTMENT OF CONSUMER AFFAIRS**
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 4184

ACCUSATION

12 **NAZELLI HEROIAN**
1818 N. Kenneth Rd.
13 Burbank, CA 91504

14 Pharmacy Technician Registration No. TCH
68388

15 Respondent.

16
17 Complainant alleges:

18 **PARTIES**

19 1. Virginia Herold (Complainant) brings this First Amended Accusation solely in
20 her official capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer
21 Affairs.

22 2. On or about April 17, 2006, the Board of Pharmacy (Board) issued Pharmacy
23 Technician Registration No. TCH 68388 to Nazelli Heroian (Respondent). The Pharmacy
24 Technician Registration was in full force and effect at all times relevant to the charges brought
25 herein and will expire on October 31, 2011, unless renewed.

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1 **FIRST CAUSE FOR DISCIPLINE**

2 **(Furnishing Drugs)**

3 14. Respondent is subject to disciplinary action under Code sections 4059, as a
4 result of Respondent furnishing drugs to a third party. Complainant refers to and incorporates all
5 the allegations in paragraph 13 as though set forth fully.

6 **SECOND CAUSE FOR DISCIPLINE**

7 **(Dishonesty)**

8 15. Respondent is subject to disciplinary action under Code section 4301,
9 subdivision (f), as a result of Respondent's dishonesty. Complainant now refers to and
10 incorporates all the allegations in paragraph 13 as though set forth fully.

11 **THIRD CAUSE FOR DISCIPLINE**

12 **(Subverting an Investigation)**

13 16. Respondent is subject to disciplinary action under Code section 4301,
14 subdivision (q), as a result of Respondent failing to cooperate with the Board's investigation of
15 the instant allegations when she failed to respond to the Board's letter.

16 **PRAYER**

17 WHEREFORE, Complainant requests that a hearing be held on the matters herein
18 alleged, and that following the hearing, the Board issue a decision:

19 1. Revoking or suspending Pharmacy Technician Registration No. TCH 68388
20 issued to Respondent;

21 2. Ordering Respondent to pay the Board the reasonable costs of the investigation
22 and enforcement of this case, pursuant to Code section 125.3; and

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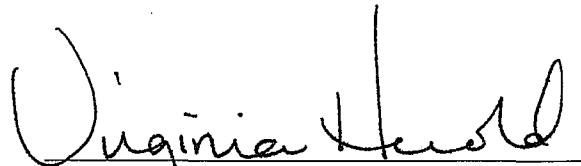
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3. Taking such other and further action as is deemed necessary and proper.

DATED: 11/9/11



VIRGINIA HEROLD
Executive Officer
Board of Pharmacy
Department of Consumer Affairs
State of California
Complainant

LA2007601286